



2-28-04

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/812,366	03/26/2004	J. Yun Tso	05882.0114.NPUS01

27194
HOWREY SIMON ARNOLD & WHITE, LLP
BOX 34
301 RAVENSWOOD AVE.
MENLO PARK, CA 94025

RECEIVED

MAY 19 2004

HOWREY - SV
PATENT DOCKETING

CONFIRMATION NO. 3678

FORMALITIES LETTER



OC000000012689597

Date Mailed: 05/17/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

Docket Department

File _____

Action Reop to Miss Parts dueDue Date 7/17/04W/Ext's 12/17/04Initials eo 5/19/04

07/29/2004 MBLANCO 00000005 10812366

01 FC:1051

130.00 BP

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

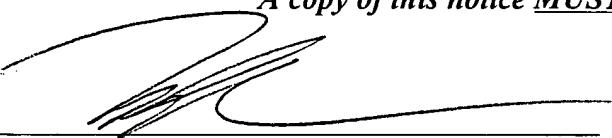
SUMMARY OF FEES DUE:

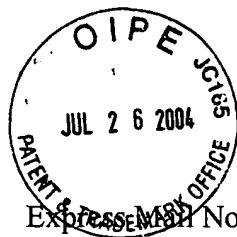
Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*


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PART 1 - ATTORNEY/APPLICANT COPY



Express Mail No.: EL615431856US

Date Mailed July 26, 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

J. Yun TSO, *et al.*

Appl. No. 10/812,366

Filed: March 26, 2004

For: ANTI-PLEIOTROPHIN
ANTIBODIES AND METHODS OF
USE THEREOF

Confirmation No. 3678

Examiner: Not Yet Assigned

Attorney Docket: 05882.0114.NPUS01

**Response to Notice to File
Missing Parts of Application**

MS Missing Parts
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the **Notice to File Missing Parts of Application--Filing Date Granted** dated **May 17, 2004**, Applicant(s) submits the following documents for appropriate action by the U.S. Patent and Trademark Office:

- Copy of the Notice to File Missing Parts;
- Original Declaration, executed by the inventor(s);
- Sequence Listings;
- Statement Regarding Sequence Submission;
- Disc containing Sequence Listings;
- Return postcard; and
- Our Check for \$130.00 and \$110.00 to cover:

\$ _____ Filing Fee for Patent Application (37 C.F.R. § 1.16)
\$ _____ Fee for excess claims (37 C.F.R. § 1.16)
\$ 130.00 Surcharge for late filing of Declaration (37 C.F.R. § 1.16)
\$ 110.00 For extension of time fees under 37 C.F.R. § 1.136.

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110.00 0P

02 FC:1251

Assistant Commissioner for Patents

July 26, 2004

Page 2

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 08-3038 referencing docket number 05882.0114.NPUS01. If extensions of time under 37 C.F.R. § 1.136 other than those otherwise provided for herewith are required to prevent abandonment of the present patent application, then such extensions of time are hereby petitioned, and any fees therefor are hereby authorized to be charged to our Deposit Account No. 08-3038 referencing docket number 05882.0114.NPUS01. A duplicate copy of this Response is enclosed.

Respectfully submitted,



Date: July 26, 2004

Adam K. Whiting (Reg. No. 44,400)

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